

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF INDIANA

NOTICE

IMPORTANT GUIDANCE ON CM/ECF VERSION 3.1

On October 14, our Court will be upgrading our CM/ECF software to version 3.1.2. This version of CM/ECF will enable the Court to gather statistics as required by BAPCPA. To better ensure the accuracy of those statistics, some practices will no longer be permitted. One of these changes is in the area of Chapter 13 Post-Confirmation Plan modification. On October 14, the following guidelines discussed below will be implemented by the Court.

Chapter 13 Post-Confirmation Plan Modification. Once a plan has been confirmed, the correct way to request a modification is to file a motion to modify - not to file an amended plan. The motion to modify should describe the changes sought. It is not necessary to attach to the motion an amended plan using the model plan format. (Check with the trustee to determine if additional documentation in support of the proposed modification should be filed.) A motion to modify a confirmed plan is resolved with a Court order either denying or granting the motion, so the appropriate order should be submitted. (In some divisions, the trustee will submit the order.)

Selecting the Correct Docket Event. The selection of the correct docket event is now critically important. After a pleading has been filed, the docketing event will trigger deadlines, which enable the Court to process and respond to the pleading, and store statistical information about the docketing event as required by BAPCPA. Please review the event list carefully before filing.

An event list that can be searched by key phrases is available in CM/ECF. During the filing of a pleading, CM/ECF presents a list of events from which to choose. If you are unsure of the event to select, click on the yellow question mark on the CM/ECF menu bar, located at the upper right corner of the screen. Clicking on the yellow question mark will display links to each event list, as well as instructions for searching that list.

The event list is also located on the Clerk's website, www.insb.uscourts.gov, under the heading "Pacer/CMECF". Select the option "CM/ECF General Information" and on that screen select "CM/ECF Events." The direct link is <http://www.insb.uscourts.gov/events.asp>.

Documents filed using the wrong event code may result in a deficiency notice, and the denial of the requested relief or other adverse action.

If you ever have questions about the event to select, please contact the Help Desk via e-mail at helpdesk@insb.uscourts.gov, or contact a Case Manager. If you have suggestions about how the event dictionary could be improved, please e-mail the Help Desk.

October 13, 2006

Kevin P. Dempsey, Clerk